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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
08/966,985	11/10/1997	JEFFREY JACOBSEN	KPN96-03A8	6374

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EXAMINER

PIZIALI, JEFFREY J

ART UNIT	PAPER NUMBER
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2673

DATE MAILED: 05/05/2005

Please find below and/or attached an Office communication concerning this application or proceeding.



**Office Action Summary**

Application No.

08/966,985

Applicant(s)

JACOBSEN ET AL.

Examiner

Jeff Piziali

Art Unit

2673

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 28 March 2005.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-20,22-27 and 37-39 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-20,22-27 and 37-39 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 10 November 1997 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- |  |   |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)   | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                   | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____  |



## **DETAILED ACTION**

### ***Continued Examination Under 37 CFR 1.114***

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 28 March 2005 has been entered.

### ***Claim Rejections - 35 USC § 103***

2. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

3. Claims 1-4 and 37 are rejected under 35 U.S.C. 103(a) as being unpatentable over Wilska et al. (UK - 2,289,555) in view of Takahara et al. (US 5,436,635).

Regarding claim 1, Wilska discloses a portable communications device having a reflective display comprising a device housing [Fig. 1, 1] having a wireless receiver [Fig. 1, 18]; a display [Fig. 1, 9] having an array of pixel electrodes; a display control circuit [Fig. 3, 6] positioned in the housing and connected to the wireless receiver and the matrix display such that image data that is received by the receiver is input to the display control circuit, which generates a display signal to drive the matrix display to render the image (see Page 3, Paragraph 8 - Page 6,



Art Unit: 2673

Paragraph 1). Wilska does not expressly disclose an active matrix display, a light emitting diode, an optical coupler, and a power management circuit.

However, Takahara does disclose an active matrix display [Fig. 21, 214] having an active matrix circuit [Fig. 11;  $T_{mn}$ ] and an array of pixel electrodes [Fig. 11;  $P_{mn}$ ], the active matrix circuit in a transferred thin film [i.e. TFT] and capable of storing charge between vertical synchronization signals (see Column 20, Lines 26-51); a light emitting diode light source [Fig. 21, 211] optically coupled to illuminate the matrix display for illuminating the image; and an optical coupler [Fig. 21, 213] that couples light from the light source onto the matrix display and the reflected light toward a viewer (see Column 28, Lines 30-49 and Column 33, Lines 22-28), and a power management circuit [Fig. 22, 223] that lowers the power consumption of the control circuit [Fig. 22, 225] between vertical synchronization signals (see Column 31, Lines 16-63). Wilska and Takahara are analogous art because they are from the field of portable communications devices. Thus, it would have been obvious to a person of ordinary skill in the art, at the time of the invention, to utilize Takahara's active matrix display, LED light source, and optical coupler assembly with Wilska's communication device, so as to provide a high quality liquid crystal image that's easy to see (and read) in both dark and bright light.

Regarding claim 2, Takahara discloses reflective pixel electrodes (see Column 7, Lines 50-56) and further comprising a transistor circuit formed with single crystal silicon [Fig. 18A, 167c] associated with each pixel electrode (see Column 24, Line 35 - Column 25, Line 59).



Art Unit: 2673

Regarding claim 3, Takahara discloses a color sequential display circuit (see Fig. 15; Column 23, Lines 12-37).

Regarding claim 4, Takahara discloses a switching circuit [Fig. 1, 11-14] connected to a counterelectrode panel of the matrix display for switching the applied voltage to the counterelectrode panel (see Column 13, Lines 20-65).

Regarding claim 37, Takahara discloses the power consumption of the control circuit being lowered without comparing sequential image data (see Column 31, Lines 16-63).

4. Claim 5 is rejected under 35 U.S.C. 103(a) as being unpatentable over Wilska et al. (UK - 2,289,555) in view of Takahara et al. (US 5,436,635) as applied to claim 3 above, and further in view of Shigeta et al. (US 5,394,204).

Regarding claim 5, neither Wilska nor Takahara expressly disclose a dichroic prism. However, Shigeta discloses a dichroic prism [Fig. 9, 63] (see Column 1, Lines 14-39). Wilska, Takahara, and Shigeta are analogous art because they are from the field of matrix display systems. Thus, it would have been obvious to a person of ordinary skill in the art, at the time of the invention, to utilize Shigeta's prism system with Wilska's and Takahara's combined communications device to provide a large-sized color image.



Art Unit: 2673

5. Claims 6-8, 10-19, 21-24, 38, and 39 are rejected under 35 U.S.C. 103(a) as being unpatentable over Wilska et al. (UK - 2,289,555) in view of Takahara et al. (US 5,436,635), Shigeta et al. (US 5,394,204), and Yagyu (US 5,856,814).

Regarding claim 6, this claim is rejected by the reasoning applied in the above rejection of claims 1, 3, and 5; furthermore, Wilska discloses a battery [Fig. 3, 3]. None of Wilska, Takahara, and Shigeta expressly disclose the light source being three light emitting diodes of three distinct colors. However, Yagyu discloses a light source [Fig. 10, 104] that is three light emitting diodes [Fig. 10, EDR, EDG and EDB] of three distinct colors (see Column 8, Lines 19-47). Wilska, Takahara, Shigeta, and Yagyu are all analogous art because they are from the field of liquid crystal displays. Thus, it would have been obvious to a person of ordinary skill in the art, at the time of the invention, to utilize Yagyu's three light emitting diodes system as Wilska's, Takahara's, and Shigeta's combined light source, so as to provide a color display for easy viewing.

Regarding claims 7 and 15, Takahara discloses a diffuser (see Column 4, Lines 14-46).

Regarding claim 8, Shigeta discloses at least one dichroic mirror [Fig. 10, 56-59] for directing the light from one light emitting diode and allowing light from another light emitting diode to pass through (see Column 1, Lines 14-39 and Column 7, Lines 3-15).

Regarding claims 10 and 18, Wilska discloses a telephone [Fig. 3, 17] (see Page 5, Paragraph 3).



Regarding claims 11 and 19, Wilska discloses a docking station for a wireless telephone [Fig. 3, 17] (see Page 5, Paragraph 3).

Regarding claim 12, this claim is rejected by the reasoning applied in the above rejection of claims 1, 2, 5, and 6.

Regarding claims 13 and 23, this claim is rejected by the reasoning applied in the above rejection of claim 3.

Regarding claim 14, while Wilska does not expressly disclose an array of at least 640 x 480 pixel electrodes, Wilska does disclose providing a resolution greater than 640 x 200 pixels<sup>2</sup> (see Page 4, Paragraph 2). Therefore, for the purpose of providing a precise display image, it would have been additionally obvious to an artisan at the time of invention to utilize 640 x 480 pixel electrodes.

Regarding claims 16 and 22, Shigeta discloses a pair of dichroic mirrors [Fig. 10, 56-59], each mirror for directing the light from one light emitting diode and allowing light from at least another light emitting diode to pass through (see Column 1, Lines 14-39 and Column 7, Lines 3-15).



Art Unit: 2673

Regarding claim 17, Wilska discloses a camera [Figs. 1-3; 15 & 16] (see Page 4, Paragraph 5).

Regarding claim 21, Wilska does not expressly disclose the LCD having an active area of less than  $100\text{mm}^2$ . However, Wilska's does disclose variable LCD dimensions (see Page 4, Paragraph 2). Therefore, it would have been obvious to an artisan at the time of invention to utilize a smaller display area (such as  $100\text{mm}^2$  for instance) so as to conserve overall system size and weight.

Regarding claim 24, this claim is rejected by the reasoning applied in the above rejection of claim 4.

Regarding claim 38, this claim is rejected by the reasoning applied in the above rejection of claim 37.

Regarding claim 39, this claim is rejected by the reasoning applied in the above rejection of claim 37.

6. Claims 9 and 20 are rejected under 35 U.S.C. 103(a) as being unpatentable over Wilska et al. (UK - 2,289,555) in view of Takahara et al. (US 5,436,635), Shigeta et al. (US 5,394,204), and Yagy (US 5,856,814) as applied to claims 6 and 12 above, and further in view of Kikinis et al. (US 5,634,080).



Regarding claims 9 and 20, none of Wilska, Takahara, Shigeta, and Yagyu expressly disclose a wireless pager. However, Kikinis et al. discloses a wireless pager [Fig. 12, 92] (see Column 18, Lines 7-20). Wilska and Kikinis et al. are analogous art because they are from the field of portable communication devices. Thus, it would have been obvious to a person of ordinary skill in the art, at the time of the invention, to utilize Kikinis' wireless pager interface with Wilska's, Takahara's, Shigeta's, and Yagyu's combined communication device to offer another commercially popular communication function.

7. Claim 25 is rejected under 35 U.S.C. 103(a) as being unpatentable over Wilska et al. (UK - 2,289,555) in view of Takahara et al. (US 5,436,635) as applied to claim 2 above, and further in view of Yagyu (US 5,856,814).

Regarding claim 25, this claim is rejected by the reasoning applied in the above rejection of claim 6.

8. Claims 26 and 27 are rejected under 35 U.S.C. 103(a) as being unpatentable over Wilska et al. (UK - 2,289,555) in view of Takahara et al. (US 5,436,635) and Yagyu (US 5,856,814) as applied to claim 25 above, and further in view of Shigeta et al. (US 5,394,204).

Regarding claim 26, this claim is rejected by the reasoning applied in the above rejection of claim 8.

Regarding claim 27, Yagyu discloses the three light emitting diodes are flashed concurrently to emit white light (see Column 8, Lines 19-47).



Art Unit: 2673

9. This application currently names joint inventors. In considering patentability of the claims under 35 U.S.C. 103(a), the examiner presumes that the subject matter of the various claims was commonly owned at the time any inventions covered therein were made absent any evidence to the contrary. Applicant is advised of the obligation under 37 CFR 1.56 to point out the inventor and invention dates of each claim that was not commonly owned at the time a later invention was made in order for the examiner to consider the applicability of 35 U.S.C. 103(c) and potential 35 U.S.C. 102(e), (f) or (g) prior art under 35 U.S.C. 103(a).

### ***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jeff Piziali whose telephone number is (571) 272-7678. The examiner can normally be reached on Monday - Friday (6:30AM - 3PM).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Bipin Shalwala can be reached on (571) 272-7681. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



J.P.

28 April 2005



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